

REMARKS

Claims 1-13 are pending in the present application. In the Office Action, Claims 1-3 and 5 were rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,802,469 (Nounin). Claims 4 and 6-13 were rejected under 35 U.S.C. §103(a) as being unpatentable over Nounin in view of U.S. Patent No. 5,940,769 (Nakajima).

The Examiner asserts that Nounin teaches all the recitations of Claim 1. In addition, the Examiner asserts that Nounin teaches all the elements of Claim 6, with the exception of providing the feature of decoding voice data or low speed data when the selected radio link is a low speed radio link for transmitting voice data or low speed data; and high speed data when the selected radio link is a high speed radio link for transmitting high speed data, which the Examiner alleges is disclosed in Nakajima. However, it is believed that the Examiner is incorrect.

Claim 1 recites "a short-range mobile communication system for communicating through a selected radio link between a master and at least one slave," and Claim 6 recites "a slave device for receiving data stored in a memory of a main part through one of a low speed radio link for transmitting voice data or low speed data." The Examiner asserts that the master (or the main part as recited in Claim 6) and the slave devices are equivalent to a base station and a portable terminal, respectively. However, the Applicant believes that the Examiner's assertion is incorrect, as it is clear from a reading of the specification that the master device (or the main part) is a mobile device or the like and is not a base station. Moreover, the slave unit is likewise a portable terminal, as is the master. After reviewing Nounin, which teaches a radio communication system having selectable low-speed bi-directional communication and high-speed down link communication, no reference to a base station being a mobile device can be found. To the contrary, the master and the slave as recited in the present invention are portable terminals so that a user can store various data in the portable terminal as opposed to a fixed terminal.

Further, assuming that the Examiner's assertion that the base station can be equated to the master device, the master device or main part as taught in Claims 1 and 6 includes a memory. This memory is used to store voice clips, movies, etc., that are used by the user of the master device or main part. Base stations, although they can include a memory for short-term use of data before

transmission, generally do not include a memory for storing the user's data, as is taught by Claims 1 and 6. The master and the slave as recited in the present invention are portable terminals so that user of the master and/or slave device can more readily store various data in the master and/or slave device as opposed to storing data in a fixed terminal such as a base station. This allows the user to store data regardless of the master and/or slave devices' relation to a base station. As such, the user of a master and/or a slave device not within transmission range of a base station (e.g., in a basement of a building, in the middle of the ocean, etc.) can save desired data. This can not occur with the system disclosed in Nounin. Additionally, Nakajima does not cure these deficiencies.

Accordingly, it is respectfully submitted that the Examiner's rejection of Claims 1 and 6 should be withdrawn.

Independent Claims 1 and 6 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 2-5 and 7-13, these are likewise believed to be allowable by virtue of their dependence on their respective independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 2-5 and 7-13 is respectfully requested.

Accordingly, all the claims pending in the Application, namely, Claims 1-13, are believed to be in condition for allowance. Such early and favorable action is earnestly solicited. Should the Examiner feel that a telephone conference or personal interview with applicants' attorney may facilitate resolution of any remaining matters, the Examiner is invited to contact the undersigned at the number indicated below.

Respectfully Submitted,



Paul J. Farrell

Reg. No. 33,494

Attorney for Applicant

DILWORTH & BARRESE, LLP
333 Earle Ovington Blvd.
Uniondale, New York 11553
Tel: (516) 228-8484
Fax: (516) 228-8516

PJF/VAG/dr